

1 KEKER & VAN NEST, LLP
JOHN W. KEKER - #49092
2 CHRISTOPHER C. KEARNEY - #154101
DANIEL E. JACKSON - #216091
3 710 Sansome Street
San Francisco, CA 94111-1704
4 Telephone: (415) 391-5400
Facsimile: (415) 397-7188

5 Attorneys for Plaintiff
6 DONALD H. PUTNAM

7
8 UNITED STATES DISTRICT COURT
9
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 DONALD H. PUTNAM, an individual,
13
14 Plaintiff,

15 v.

16 PUTNAM LOVELL NBF SECURITIES,
INC., a Delaware corporation, and
17 NATIONAL BANK OF CANADA, a
Canadian chartered bank; NATIONAL BANK
18 FINANCIAL, INC., a Quebec corporation;
and DOES 1-20, inclusive,

19 Defendants.
20
21
22
23
24
25
26
27
28

Case No. C 05-1330 CW

**ORDER GRANTING STIPULATION
VACATING THE DISCOVERY CUT-OFF
DATES AND CHANGING THE DATE OF
THE FURTHER CASE MANAGEMENT
CONFERENCE**

1 Plaintiff Donald H. Putnam ("Putnam") and defendants National Bank Financial, Inc.,
2 National Bank of Canada, and Putnam Lovell NBF Securities, Inc. (collectively, "Defendants")
3 hereby stipulate to the following under Civil Local Rules 6-1 and 6-2:

4 1. Due to the parties' mediation efforts and other exigencies, the parties agree that
5 the current dates for completion of fact and expert discovery should be vacated and re-set for a
6 later date at the next Case Management Conference.

7 2. Defendants have filed a separate stipulation changing the date of the hearing on
8 their motion to dismiss to April 7, 2006.

9 3. The parties agree that, if the Court's calendar allows, it would be expeditious to
10 hold the Further Case Management Conference on April 7, 2006 as well, rather than on the
11 currently-set date of May 12, 2006, so that new discovery cut-off dates can be set, and so that
12 counsel for Defendants do not have to travel from New York for two separate hearings.

13 4. Previous modifications to the schedule in this case related to the briefing and
14 hearing of Defendants' motions to dismiss and an extension of time for Putnam to file his First
15 Amended Complaint; no changes to the date for completion of discovery or to the date set for the
16 Further Case Management Conference have been requested.

17 5. The modification to the schedule stipulated herein will not otherwise affect the
18 schedule in this case.

19 6. Accordingly, the parties hereby stipulate that the discovery cut-off dates should be
20 vacated and re-set at the Further Case Management Conference, to be held on April 7, 2006
21 should the Court require oral argument on Defendants' motion to dismiss the amended
22 complaint.

23 IT IS SO STIPULATED.

24 Dated: March 15, 2006

KEKER & VAN NEST, LLP

25
26
27 By /s/ Christopher C. Kearney
CHRISTOPHER C. KEARNEY
Attorneys for Plaintiff
28 DONALD H. PUTNAM

TORYS LLP

ORDER

/s/ CLAUDIA WILKEN

STIPULATION AND [PROPOSED] ORDER VACATING THE DISCOVERY CUT-OFF DATES AND
CHANGING THE DATE OF THE FURTHER CASE MANAGEMENT CONFERENCE
CASE NO. C 05-1330 CW